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Exempt from filing fee pursuant to Government Code section 6103

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

KATHERINE ROBLES, an individual; and H.R., Case No.: 2:22-cv-00085-DC-SCR
by and through his guardian ad litem Katherine Robles;

Plaintiffs.

VS.

**STIPULATION FOR PARTIAL DISMISSAL;
[PROPOSED] ORDER**

CITY OF ROSEVILLE, a Municipal Corporation; OFFICER DEAN RIANO, in his official and personal capacity; OFFICER SETH ADDINGTON, in his official and personal capacity; SERGEANT CHRISTOPHER CiAMPA, in his official and personal capacity; and DOES 1-20, inclusive, individually, jointly and severally,

Complaint filed: 01/14/2022

Defendants.

1 Plaintiffs KATHERINE ROBLES, an individual; and H.R., by and through his guardian ad litem
2 Katherine Robles (collectively “Plaintiffs”) and Defendants CITY OF ROSEVILLE, a Municipal
3 Corporation; OFFICER DEAN RIANO, in his official and personal capacity; OFFICER SETH
4 ADDINGTON, in his official and personal capacity; SERGEANT CHRISTOPHER CIAMPA, in his
5 official and personal capacity (collectively “Defendants”) (Plaintiffs and Defendants collectively referred
6 to as the “Parties”), by and through their respective counsels of record, hereby stipulate as follows:

7 A. The Parties met and conferred in advance of Defendants’ filing a Motion for Summary Judgment.
8 B. As a result of the good faith meet and confer efforts, and in exchange for Defendants’ not filing
9 a Motion for Summary Judgment or Summary Adjudication, Plaintiffs have agreed to voluntarily
10 dismiss the following claims:

11 1. Plaintiffs have agreed to dismiss all claims against Defendant Christopher Ciampa;
12 2. Plaintiffs have agreed to dismiss all claims against Defendant Seth Addington;
13 3. Plaintiffs have agreed to dismiss all claims for punitive damages / prayer for punitive
14 damages;
15 4. Plaintiffs have agreed to dismiss the third claim for relief for “First Amendment –
16 Freedom of Speech” in its entirety;
17 5. Plaintiffs have agreed to dismiss the fourth claim for relief for “Fourteenth Amendment –
18 Failure to Intervene” in its entirety;
19 6. Plaintiffs have agreed to dismiss the fifth claim for relief for “Fourteenth Amendment –
20 Deliberate Indifferent to Serious Medical Need” in its entirety; and
21 7. Plaintiffs have agreed to dismiss the sixth claim for relief for “Municipal Liability under
22 42 U.S.C. § 1983” in its entirety.

23 C. As a result of the good faith meet and confer efforts, and in exchange for Plaintiffs dismissing
24 the claims referenced above, Defendants have agreed not to file a Motion for Summary Judgment
25 or Summary Adjudication.

26 Given the foregoing, pursuant to FRCP Rule 41(a)(1)(A)(ii), the above refenced claims should be
27 dismissed with prejudice, with each side to bear its own costs and fees for the above referenced claims only,
28

1 and the Court should enter an order precluding the filing of any Motion for Summary Judgment or Summary
2 Adjudication.

3
4 **IT IS SO STIPULATED.**

5
6 Dated: June 13, 2025

THE LAW OFFICES OF DALE K. GALIPO

7
8 By: /s/ Benjamin S. Levine

9 Dale K. Galipo
10 Benjamin S. Levine
11 Attorneys for Plaintiffs KATHERINE
ROBLES and H.R.

12
13 Dated: June 13, 2025

14 PORTER SCOTT
15 A PROFESSIONAL CORPORATION

16 By: /s/ Megan N. Boelter

17 William E. Camy
18 Megan N. Boelter
19 Attorneys for Defendants CITY OF
ROSEVILLE, OFFICER SETH
20 ADDINGTON, OFFICER DEAN RIANO
and SERGEANT CHRISTOPHER CIAMPA

[PROPOSED] ORDER

Having reviewed the foregoing stipulation, and good cause appearing, pursuant to FRCP Rule 41(a)(1)(A)(ii), the Court hereby Orders as follows:

1. Defendant Christopher Ciampa is hereby dismissed.
2. Defendant Seth Addington is hereby dismissed.
3. Plaintiffs' claims for punitive damages / prayer for punitive damages is hereby dismissed.
4. Plaintiffs' third claim for relief for "First Amendment – Freedom of Speech" is hereby dismissed.
5. Plaintiffs' fourth claim for relief for "Fourteenth Amendment – Failure to Intervene" is hereby dismissed.
6. Plaintiffs' fifth claim for relief for "Fourteenth Amendment – Deliberate Indifferent to Serious Medical Need" is hereby dismissed.
7. Plaintiffs' sixth claim for relief for "Municipal Liability under 42 U.S.C. § 1983" is hereby dismissed.
8. No Motion for Summary Judgment or Summary Adjudication pursuant to FRCP Rule 56 may be filed in this action by any party.

Each party will bear its own costs and fees associated with the foregoing dismissed claims.

IT IS SO ORDERED.

Dated:

HON. DENA COGGINS
UNITED STATES DISTRICT JUDGE